

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	4:05CR3085
)	
Plaintiff,)	
)	
vs.)	ORDER ON NOTICE OF APPEAL,
)	APPLICATION TO PROCEED WITHOUT
FELIPE GALLARDO,)	PREPAYMENT OF FEES AND AFFIDAVIT,
)	AND MOTION TO WITHDRAW
Defendant.)	

The defendant has filed a Notice of Appeal, Application to Proceed Without Prepayment of Fees and Affidavit and a letter from Toney J. Redman, retained counsel, construed as a motion to withdraw, filing 69.

IT IS ORDERED that:

1. the defendant's motion to proceed without prepayment of fees and affidavit is granted and the defendant is given leave to proceed on appeal in forma pauperis; and
2. the motion to withdraw is reserved for ruling by the Eighth Circuit Court of Appeals.

Dated August 30, 2006.

BY THE COURT

s/ Warren K. Urbom
United States Senior District Judge